

**Maryland Board of Pharmacy
Public Board Meeting**

**Agenda
Date: April 19, 2017**

Name	Title	Present	Absent	Present	Absent
Board Committee					
Ashby, D.	Commissioner				
Bouyoukas, E	Commissioner				
Gavgani, M. Z.	Commissioner/President				
Hardesty, J.	Commissioner				
Morgan, K.	Commissioner				
Oliver, B	Commissioner				
Peters, Roderick	Commissioner				
Rochester, C.	Commissioner/Treasurer				
Roy, S.	Commissioner				
St. Cyr, II, Z. W.	Commissioner/Secretary				
Yankellow, E.	Commissioner				
Zagnit, B.	Commissioner				
Board Counsel					
Bethman, L.	Board Counsel				
Felter, B.	Staff Attorney				
Board Staff					
Speights-Napata, D.	Executive Director				
Fields, E.	Deputy Director /Operations				
Wu, Y.	Deputy Director/Programs				
Page, A.	Executive Administrative Associate				
Logan, B.	Legislation/Regulations Manager				

Subject	Responsible Party	Discussion	Action Due Date (Assigned To)										
I. Executive Committee Report(s)	A.) M. Gavgani, Board President B.) Z. St. Cyr, II, Secretary	Members of the Board with a conflict of interest relating to any item on the agenda are advised to notify the Board at this time or when the issue is addressed in the agenda. 1. Call to Order 2. Sign-in Introduction and of meeting attendees – (Please indicate on sign-in sheet if you are requesting CE Units for attendance) 3. Distribution of Agenda and packet materials 4. Review and approve Previous Month’s Minutes *March 2017 Public Meeting cancelled due to inclement weather											
II. A. Executive Director Report	D. Speights-Napata, Executive Director	1. Operations Updates 2. Meetings Update											
B. Operations	E. Fields, Deputy Director/ Operations	1. APS Unit Updates 2. MIS Unit Updates											
C. Licensing	Y. Wu, Compliance Manager	1. Unit Updates 2. Monthly Statistics <table><tr><td>License Type</td><td>New</td><td>Renewed</td><td>Reinstated</td><td>Total</td></tr><tr><td>Distributor</td><td>5</td><td>11</td><td>0</td><td>1,204</td></tr></table>	License Type	New	Renewed	Reinstated	Total	Distributor	5	11	0	1,204	
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D. Compliance	Y. Wu, Compliance Manager	<p>1. Unit Updates</p> <p>2. Monthly Statistics</p> <p>Complaints & Investigations:</p> <p>New Complaints - 78 Resolved (Including Carryover) – 4 Actions within Goal – 2/2 Final disciplinary actions taken – 3 Summary Actions Taken – 1 Average days to complete - 50</p> <p>Inspections:</p>																																				

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		<p>Total - 157 Annual Inspections - 146 Opening Inspections - 5 Closing Inspections - 1 Relocation/Change of Ownership Inspections - 4 Board Special Investigation Inspections –1</p> <p>Office of Controlled Substance Administration Closing Inspections – 2</p>	
E. Legislation & Regulations	B. Logan, Legislation and Regulations Manager	<p><u>Regulations:</u></p> <p><u>1. COMAR 10.34.02.03 Examination English Proficient</u> <u>2. COMAR 10.34.18.03 Continuing Education</u></p> <p><u>3. COMAR 10.34.37 Pharmacy Permit Holder Requirements – Wholesale Distribution and Non-Resident Pharmacy Operations</u></p> <p><u>Legislation:</u></p> <p><u>4. HB584 Investigational Drugs, Biological Products, and Devices - Right to Try Act</u> Cross Bill SB572</p> <p><u>5. HB613 Pharmacists - Contraceptives - Prescribing and Dispensing</u> Cross Bill SB363</p> <p><u>6. HB628 Secretaries of Principal Departments - Supervision and Review of Decisions and Actions by Units Within Departments</u> Cross Bill SB517</p>	

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		<p><u>7. HB988 Licensed Pharmacists - Risks of Opioid Addiction - Notifications</u></p> <p><u>8. HB1031 State Board of Pharmacy - Registered Pharmacy Technicians - Exemption for Pharmacy Students / Cross SB815</u></p> <p><u>9. HB1044 Oncologists - Dispensing and Insurance Coverage of Orally Administered Cancer Chemotherapy / Cross SB992</u></p> <p><u>10. HB1124 Health Occupations - Physician Assistants - Preparing and Dispensing Prescriptions</u></p> <p><u>11. HB1159 Pharmacists - Dispensing of Prescription Drugs - Single Dispensing of Dosage Units / Cross SB814</u></p> <p><u>12. HB1211 Health Care Providers - Opioid Prescriptions - Limitations and Requirements</u></p> <p><u>13. HB1262 Pharmacists - Administration of the Influenza Vaccination - Age Requirement / Cross SB1168</u></p> <p><u>14. HB1273 Pharmacists - Substitution and Dispensing of Biological Products / Cross SB997</u></p> <p><u>15. HB1379 Courts - Criminal and Civil Immunity - Prescribing, Dispensing, and Administering Opioid Antagonists</u></p>	

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		<p><u>16. HB1432 Health Care Providers - Prescription Opioids - Limits on Prescribing (The Prescriber Limits Act of 2017)</u></p> <p><u>17. SB110 Public Health - Expedited Partner Therapy - Trichomoniasis and Pharmacist Dispensing</u></p> <p><u>Federal Legislation</u></p> <p><u>18. Prescription Drug Importation Act</u></p> <p><u>19. Letter to Congress</u></p>	
III. Committee Reports A. Practice Committee	C. Rochester, Chair	<u>20. IFB Rehab Services</u>	
B. Licensing Committee	D. Ashby, Chair	<p>1. Review of Pharmacist Applications:</p> <p>a. D. Bernard- Reinstating applicant requested acceptance of her employment as an associate professor as pharmacy experience. The January Board meeting voted to deny the request. On January 30, 2017, the Board received a letter from Howard University stating that the applicant is licensed in DC, actively working as an associate professor, and has practiced as a Clinical Pharmacist at the Howard University Hospital Anticoagulation Management Services since November 1999, where she continues her practice responsibilities. (Accidently left off February agenda, ratify e-mail vote.)</p>	

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		<p><u>Licensing Committee's Recommendation:</u> Approve</p> <p>b. R. Janabi- Applicant is requesting a waiver for the FPGEC certification. Applicant graduated from Al Ain University of Science and Technology located in United Arab Emirates with a Bachelor's degree in Pharmacy which lasted 4 ½ years. NABP has denied applicant's request to waive the FPGEC requirement due to the fact that applicant's Pharmacy school was not a 5 year program. <u>Licensing Committee's Recommendation:</u> Deny. RATIFY ONLY</p> <p>c. P. Rowan-Applicant is requesting refund for reciprocity application. Applicant originally applied for licensure in MD by reciprocity on January 27,2017, but after numerous calls between NABP and the MD BOP, it was determined that applicant does not have the 520 hours as a licensed Pharmacist. She then applied for licensure by examination on February 28, 2017. <u>Licensing Committee's Recommendation:</u> Deny</p> <p>d. 109529- Applicant is requesting permission to retake the NAPLEX exam. She has taken the exam five times and failed during a time which she describes as the worst time in her life. Applicant states that she has dedicated eight to ten hours a day studying and reviewing course videos and is confident that she can pass the exam.</p>	

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		<p>Applicant graduated from VA in 2012 she is not licensed in VA. <u>Licensing Committee's Recommendation:</u> Approve</p> <p>e. 107499- Applicant is requesting authorization to retake the MPJE exam. She has failed the exam five times. Applicant states that she knows the material, but is unsure of how to apply it to the MPJE exam. Applicant graduated from Maine in 2016. <u>Licensing Committee's Recommendation:</u> Approve</p> <p>f. 107988- Applicant is requesting to retake the MPJE exam. She has not been successful in the last five attempts at the exam. Applicant states that she has purchased the Maryland Law Book and other resources to help assist in her studies for the retake. Applicant graduated from Wisconsin in 2016. She has active intern and technician registrations in Maryland that do not expire until 2018. <u>Licensing Committee's Recommendation:</u> Approve</p> <p>g. A. Weikel- Reinstatement applicant is requesting to have the 1,000 intern hour requirement waived. Applicant is not currently employed, but has worked as a chemical editor for the National Library of Medicine for the RXNorm national drug listing database from December of 2013 to</p>	

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		<p>July 2016. She also researched drug databases to collect information on drugs. Applicant's Maryland license #11513 expired on January 31, 1999.</p> <p><u>Licensing Committee's Recommendation:</u> Deny</p> <p>2. Review of Pharmacy Intern Applications:</p> <p>a. O. Manfred- Intern is requesting a refund of his Technician renewal. Applicant was not aware that he could not have two registrations after he had already renewed his Technician registration online. Applicant does not wish to keep his Pharmacy Technician registration.</p> <p><u>Licensing Committee's Recommendation:</u> Deny</p> <p>3. Review of Pharmacy Technician Applications: NONE</p> <p>4. Review of Distributor Applications: NONE</p> <p>5. Review of Pharmacy Applications: NONE</p> <p>6. Review of Pharmacy Technicians Training Programs: NONE</p> <p>7. New Business:</p> <p>a. Intern reinstatement application-The Licensing unit proposes to create an intern reinstatement application.</p> <p><u>Licensing Committee's Recommendation:</u> Approve application. Can only reinstate within the first two years of expiration date and new expiration date will remain the same.</p>	

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		<p>b. Relocation Application Attachment- Creation of an attachment to be completed when a pharmacy is relocating. <u>Licensing Committee's Recommendation:</u> Approve</p> <p>c. M.Taub- Applicant is questioning if he would be able to directly sit for the NAPLEX and MPJE exam for Maryland with his credentials. Applicant is a licensed Pharmacist in Canada. He is not licensed as a pharmacist in any US state. Applicant received his PharmD degree in August 2016 from a nontraditional program at the University of Colorado, which is ACPE accredited. <u>Licensing Committee's Recommendation:</u> Approve</p> <p>d. D.Daoud- Applicant is a licensed pharmacist in Washington, DC as of March 9, 2017. He is requesting the Board use his 3,562 hours obtained as a technician in PA towards the 520 hours requirement to reciprocate to Maryland. PA does not issue license to technicians. <u>Licensing Committee's Recommendation:</u> Deny KEVIN MORGAN RECUSED</p> <p>e. Two designated representatives- Are Wholesale Distributors allowed to have two Designated Representatives? <u>Licensing Committee's Recommendation:</u> Approve</p>	

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		<p>f. Nova Southeastern University College of Pharmacy- Nova Southeastern University College of Pharmacy would like to know if their Foreign grad students would need to have FPGEC. ACPE representative, Lisa Howell confirmed that Nova Southeastern's program is ACPE accredited. <u>Licensing Committee's Recommendation:</u> Letter stating that FPGEC is not required if students graduated with PharmD degree from an ACPE accredited school.</p> <p>g. Technician renewal- If a technician obtained their initial registration through PTCB, then would they need to have a current PTCB certification in order to renew their MD BOP technician registration? <u>Licensing Committee's Recommendation:</u> Do not need to renew their PTCB in order to renew their MD BOP tech registration.</p> <p>h. Board's approval for immunization training received through ACPE accredited pharmacy schools in the United States. <u>Licensing Committee's Recommendation:</u> In 2016, PharmD. Programs have standards to include training for immunization. If applicant has documentation from their school of their completion, this would be comparable to the APHA approved program.</p>	
C. Public Relations Committee	B. Zagnit, Chair	Public Relations Committee Update:	

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D. Disciplinary	K. Morgan, Chair	<p>Disciplinary Committee Update</p> <p>1. COMAR 10.34.05.05 C (Security Responsibility) states that the permit holder is responsible for reporting <u>THEFT</u> of prescription drugs or devices to the:</p> <ol style="list-style-type: none"> 1. Board 2. Local police 3. Division of Drug Control and 4. DEA <p>Would like to change the word “Theft” to “Significant Loss” or “Unauthorized Loss”</p> <p>Note: DDC has changed its name to OSCA Office of Controlled Substance Administration.</p> <p><u>Disciplinary Committee’s Recommendation:</u> Approve changing the word “Theft” to “Significant Loss”</p>	
E. Emergency Preparedness Task Force	S. Roy, Chair	Emergency Preparedness Task Force Update	
IV. Other Business & FYI	M. Gavgani, President		
V. Adjournment	M. Gavgani, President	<p>A. The Public Meeting was adjourned.</p> <p>B. M. Gavgani convened a Closed Public Session to conduct a medical review committee evaluation of confidential applications.</p> <p>C. The Closed Public Session was adjourned. Immediately thereafter, M. Gavgani convened an Administrative Session for purposes of discussing confidential disciplinary cases.</p>	

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		<p>D. With the exception of cases requiring recusals, the Board members present at the Public Meeting continued to participate in the Closed Public Session and the Administrative Session.</p>	